

GOVERNMENT OF TELANGANA
ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Allegations of irregularities in execution of Rehabilitation and Resettlement works under Mahatma Gandhi Lift Irrigation Scheme (Kalwakurthy) at Narsaipally (V), Nagarkurnool (M) in Mahaboobnagar District – Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District – Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 258.

Dated:01.12.2014

ORDER:

It is proposed to hold an enquiry against Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-

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Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District through the ENC, Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The General Administration (V&E) Department.

The PR&RD (Estt.II) Dept.

SF/SC

//FORWARDED: BY ORDER//

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.RT.No. 258. , PR&RD (Vig.I) Dept., dt.01.12.2014)

STATEMENT OF ARTICLE OF CHARGES AGAINST SRI B. NARSINGH RAO, THE THEN DY. EXECUTIVE ENGINEER (PRI) SUB-DIVISION, NAGARKURNOOL (M), PRESENTLY WORKING AS DY.EXECUTIVE ENGINEER, PIU SUB-DIVISION, ACHAMPET, MAHABOOBNAGAR DISTRICT

CHARGE:

That Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy. Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, has committed the following irregularities in execution of Rehabilitation and Resettlement works (i.e., Internal C.C. road & Side drains in Narsaipally (V) (R&R) Bit-I & Bit-II) at Narsaipally (V), Nagarkurnool (M) in Mahaboobnagar District and thus, he has derelicted and failed to discharge his legitimate duties properly.

- i) Allowed sub standard quality of CC pavement with deficient thickness and compressive strength in respect of Work No.8 (i.e., Internal C.C. road & Side drains in Narsaipally (V) (R&R) Bit-II) and executing defective quality of work leading to rejection of CC pavement.
- ii) Failed in directing the AE to record the measurements of executed GSB layer and CC pavement and failure to check measure the same.
- iii) Failed to conduct the specified quality control tests and obtain the mix design for CC pavement (M30) before execution.
- iv) Executed the top layers by deletion / non execution of underneath layers without obtaining proper sanction of the competent authority.
- v) Non initiation of any action either for recording / check measurement of the measurements for the executed work of GSB & CC or for rejection of the same, if considered substandard and not conforming to the contract specifications.

Basis:

The Director General of Vigilance & Enforcement Department in their Vigilance Report No.129 (811/V&E/E1/2011), dt. 13.12.2013 have reported that the Vigilance & Enforcement Departmental officials have enquired into the petition of Sri K. Madhava Reddy, Advocate & the villagers of Narsaipally, on the allegations of irregularities in execution of Rehabilitation and Resettlement works under Mahatma Gandhi Lift Irrigation Scheme (Kalwakurthy) at Narsaipally (V), Nagarkurnool (M), in Mahaboobnagar District and made the following findings:-

1. Eight (8) works were sanctioned vide Proceedings No.G1/4243/2004 dt. 31.07.2008 of District Collector, Mahaboobnagar for Rs.132 lakhs and the present status of eight works as on 10.12.2013 are as follows:-

Sl. No.	Name of the work	Status as on 10.12.2013
1.	Construction of School Building at Narsaipally (V) (R&R)	Completed
2.	Construction of Community hall at Narsaipally (V) (R&R)	Not started

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3.	Construction of Bus Shelter at Narsaipally (V) (R&R)	Not started
4.	Construction of Gram Panchayat Building at Narsaipally (V) (R&R)	Not started
5.	Construction of Veterinary (centre) Hospital at Narsaipally (V) (R&R)	Not started
6.	Construction of Angarwadi (centre) at Narsaipally (V) (R&R)	Not started
7.	Internal C.C. road & Side drains in Narsaipally (V) (R&R) Bit-I	Physically completed but no payment was made
8.	Internal C.C. road & Side drains in Narsaipally (V) (R&R) Bit-II	Physically completed but no payment was made

2. The works at Sl.Nos.7 & 8 were in progress and the same are verified by the V&E Dept. 320.5 Mtrs length of Granular Sub Base and 320.5 Mtrs of CC pavement of M30 Grade of Concrete in Work No.7 and 320.5 Mtrs length of Granular Sub Base and 320.5 Mtrs of CC pavement of M30 Grade of Concrete and 635.50 Mtrs length of Side drain in Work No. 8 were completed.
3. Agreement item of construction of embankment with side earth was not executed in both the works on the guise of non availability of side earth. Non execution of the BOQ item without approval of the competent authority and executing the overlays of GSB and CC pavement is irregular.
4. The Field Engineers did not record the detailed measurements of the executed work violating Para 10 (i.e., Recording measurements of works done) of Section-8 of Part-II of APPW'D Code. It is incomprehensible how the concealed items can be recorded, checkedmeasured and payment to the agency can be made at this juncture.
5. Non execution of the item of earth work in embankment & executing the top layers without proper sanction / approval of the competent authority for deletion / non execution of the underneath layer is irregular.
6. Deficiency of 19.67 mm and 36.67 mm in the CC pavements has been observed in respect of Work No.7 and Work No.8 respectively and the average thickness of CC pavement is observed as 150.33 mm in Work No.7 and 133.33 mm in Work No.8 against the specified thickness of 170mm. Hence, only 75% of the amount is payable for CC pavement executed in respect of Work No.7 and CC pavement executed in Work No.8 is liable for rejection as the deficiency exceeded 25 mm in terms of ENC, R&B Department Circular Memo No.12582/Vig.I/1/2005-1, dt. 17.10.2006.
7. The insurance policy was not extended to the EOAT period and defect liability period.
8. The PR Departmental Quality Control officials have inspected the works on 07.12.2011 without verifying the records in advance and they have not submitted their inspection report so far. It is informed that the inspection notes will be issued after re-inspection soon after the receipt of necessary records from the field staff, whereas the field staff is waiting for the QC inspection notes.
9. Contraction and Expansion joints were not provided in the C.C. pavement indicating utter lack of supervision on part of the field staff.
10. Field engineers have not conducted the specified field quality control tests and mix design as per the Agreement/Codal provisions.

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11. Three numbers of CC core samples each from the Cement Concrete pavement (M30 grade) in respect of Work No.7 and Work No.8 were extracted and tested for compressive strength. The average equivalent cube compressive strength obtained is 25.1 N/mm² in respect of Work No.7 and 22.73 N/mm² in respect of Work No.8 against the specified average compressive strength of 25.50 N/mm² for M30 grade concrete. As such the CC pavement in respect of Work No.7 nearly confirmed to the specified codal requirements and specifications and the executed CC pavement in respect of Work No.8 is liable for rejection.

Therefore, the works are executed in a hasty manner without maintaining quality and quantity.

Thus, Sri B. Narsingh Rao, the then Dy. Executive Engineer (PRI) Sub-Division, Nagarkurnool (M), presently working as Dy.Executive Engineer, PIU Sub-Division, Achampet, Mahaboobnagar District, has derelected and failed to discharge his legitimate duties properly and his action is in violation of Rule (3) of A.P. Civil Services (Conduct) Rules, 1964.

Hence, the charge.

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

(Annexure to G.O.RT.No. 258, PR&RD (Vig.I) Dept., dt.01.12.2014)

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES ARE PROPOSED TO BE SUSTAINED AGAINST SRI B. NARSINGH RAO, THE THEN DY. EXECUTIVE ENGINEER (PRI) SUB-DIVISION, NAGARKURNOOL (M), PRESENTLY WORKING AS DY.EXECUTIVE ENGINEER, PIU SUB-DIVISION, ACHAMPET, MAHABOOBNAGAR DISTRICT

Vigilance Report No.129 (811/V&E/E1/2011), dt:13.12.2013 of the General Administration (V&E) Department.

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

(Annexure to G.O.RT.No. 258, PR&RD (Vig.I) Dept., dt. 01.12.2014)

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES ARE PROPOSED TO BE SUSTAINED AGAINST SRI B. NARSINGH RAO, THE THEN DY. EXECUTIVE ENGINEER (PRI) SUB-DIVISION, NAGARKURNOOL (M), PRESENTLY WORKING AS DY.EXECUTIVE ENGINEER, PIU SUB-DIVISION, ACHAMPET, MAHABOOBNAGAR DISTRICT

- NIL -

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER